

\$48,532,000 from \$45,800,000 and increased limitation for fiscal year 1974, to \$23,066,000 from \$21,700,000.

1973—Subsec. (g). Pub. L. 93-47, § 1(1), added subsec. (g). Former subsec. (g) redesignated (h).

Subsec. (h). Pub. L. 93-47, § 1 (1), (2), redesignated former subsec. (g) as (h), deleted from par. (2) provision for application of the paragraph beginning with the fiscal year 1968, inserted reference to subsec. (g), and added par. (3), respectively.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 295b of this title.

Chapter 9.—FOREIGN WARS, WAR MATERIALS, AND NEUTRALITY

§ 406. Interference with foreign trade.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in sections 408, 408a of this title.

§ 462. Compelling foreign vessels to depart.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 465 of this title.

Chapter 10.—HEMISPHERICAL RELATIONS

§ 502. Creation of advisory committees.

TERMINATION OF ADVISORY COMMITTEES

Advisory Committees in existence on January 5, 1973, to terminate not later than the expiration of the two-year period following January 5, 1973, unless, in the case of a committee established by the President or an officer of the Federal Government, such committee is renewed by appropriate action prior to the expiration of such two-year period, or in the case of a committee established by the Congress, its duration is otherwise provided by law, see sections 3(2) and 14 of Public Law 93-463, Oct. 6, 1972, 86 Stat. 770, 776, set out in the Appendix to Title 5, Government Organization and Employees.

Chapter 11.—FOREIGN AGENTS AND PROPAGANDA

§ 611. Definitions.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in title 18 section 613.

Chapter 14.—FOREIGN SERVICE

SUBCHAPTER V.—APPOINTMENTS AND ASSIGNMENTS

PART A.—PRINCIPAL DIPLOMATIC REPRESENTATIVES

Sec.

901a. Campaign contribution report by nominees for ambassador or minister [New].

PART H.—ASSIGNMENT OF FOREIGN SERVICE PERSONNEL

966. Assignment to public organizations and Members and offices of Congress [New].

- (a) Number; requirements of assignment; reimbursement.
- (b) Status of officer.
- (c) Continuity of service.
- (d) Definitions.
- (e) Report to Congress by Secretary; contents.
- (f) Eligibility of officer.

SUBCHAPTER VI.—PERSONNEL ADMINISTRATION

PART J.—FOREIGN SERVICE GRIEVANCES [New]

- 1037. Congressional statement of purpose.
- 1037a. Consideration and resolution of grievances; promulgation of regulations for procedures; criteria.
- 1037b. Filing of grievance; relationship to other remedies.
- 1037c. Judicial review of regulations and final actions; jurisdiction.

CHAPTER REFERRED TO IN OTHER SECTIONS

This chapter is referred to in sections 285a, 1223, 1230, 1232, 1928, 2024, 2385, 2454, 2504, 2506, 2514, 2582, 2588,

2605, 2684 of this title; title 5 sections 5102, 5304, 5724, 5801; title 42 section 5055.

SUBCHAPTER I.—GENERAL PROVISIONS

§ 801. Congressional declaration of objectives.

EX. ORD. No. 11638. EMPLOYEE-MANAGEMENT RELATIONS IN THE FOREIGN SERVICE

Ex Ord. No. 11638, Dec. 17, 1971, 36 F.R. 24901, provided:

WHEREAS, the public interest requires high standards of performance by the members of the Foreign Service of the United States and the continuous development and implementation of modern and progressive work practices to facilitate their improved performance and efficiency; and

WHEREAS, the effective participation by the men and women of the Foreign Service in the formulation of personnel policies and procedures affecting the conditions of their employment is essential to the efficient administration of the Foreign Service and to the well-being of its members; and

WHEREAS, the unique conditions of Foreign Service employment require a distinct framework for the development and implementation of modern, constructive and cooperative relationships between management officials in the foreign affairs agencies and organizations representing Foreign Service employees; and

WHEREAS, subject to law and the paramount requirements of public service, effective employee-management relations within the Foreign Service require a clear statement of the respective rights and obligations of organizations and agency management; and

WHEREAS, the effectiveness of the foreign affairs agencies is well served by measures which stress their essential unity of purpose:

Now, THEREFORE, by virtue of the authority vested in me by the Constitution and statutes of the United States, including sections 3301 and 7301 of title 5, United States Code, and section 202 of the Revised Statutes (22 U.S.C. 2856), and as President of the United States, I hereby direct that the following policies shall govern the foreign affairs agencies in all dealings with Foreign Service employees and organizations representing them.

GENERAL PROVISIONS

SECTION 1. *Policy.* (a) Each employee has the right, freely and without fear of penalty or reprisal, to form, join, and assist any organization as defined herein or to refrain from any such activity, and each employee shall be protected in the exercise of this right. Except as otherwise expressly provided in this Order, the right to assist an organization extends to participation in the management of the organization and acting for the organization in the capacity of an organization representative, including presentation of its views to officials of the executive branch, the Congress, or other appropriate authority. The head of each foreign affairs agency shall take the action required to assure that employees in the agency are apprised of their rights under this section, and that no interference, restraint, coercion, or discrimination is practiced within his agency to encourage or discourage membership in an organization.

(b) Paragraph (a) of this section does not authorize participation in the management of an organization or acting as a representative of an organization by a management official or a confidential employee, or by an employee when the participation or activity would result in a conflict or apparent conflict of interest or otherwise be incompatible with law or with the official duties of the employee.

SEC. 2. *Definitions.* When used in this Order, the term—

(a) "Foreign affairs agency" means the Department of State, the United States Information Agency, the Agency for International Development and its successor agency or agencies;

(b) "Employee" means an officer or employee of the Foreign Service, wherever serving, other than an alien clerk or employee or consular agent, appointed in or assigned to a foreign affairs agency under authority of the Foreign Service Act of 1946, as amended [this chapter]; the Foreign Assistance Act of 1961, as amended [section